

LABEL IN PART: (Can) "Charbonneau Tree Top Brand * * * Apple Juice * * *
Charbonneau Packing Corporation, Yakima & Wenatchee, Washington."

LIBELED: 4-7-59, Dist. Idaho.

CHARGE: 402(a)(3)—when shipped, the article consisted in whole or in part of a filthy and decomposed substance by reason of the use in its manufacture of wormy and rotten apples.

DISPOSITION: 9-1-59. Default—destruction.

25802. Orange juice. (F.D.C. No. 43299. S. No. 57-181 P.)

QUANTITY: 83 cases, 12 1-qt. ctns. each, at Atlanta, Ga.

SHIPPED: 9-23-58, from Clermont, Fla.

LIBELED: 7-15-59, N. Dist. Ga.

CHARGE: 402(b)(2)—while held for sale, water had been substituted in part for orange juice; 402(b)(4)—water had been added to the article or mixed or packed with it so as to increase its bulk and reduce its quality; and 403(a)—the vignette depicting a freshly cut orange, and the label statement "A Superior Blend of Florida Orange Juice and Reconstituted Orange Juice with Sucrose added" were false and misleading since they represented and suggested that the article was orange juice sweetened, whereas, it was diluted orange juice sweetened.

DISPOSITION: 9-24-59. Default—delivered to a public institution for its use and not for sale.

PRESERVES

25803. Chokecherry preserves. (F.D.C. No. 43387. S. No. 51-976 P.)

QUANTITY: 82 cases, 12 2-lb. 7-oz. jars each, at Minneapolis, Minn.

SHIPPED: 3-18-59, from Fargo, N. Dak., by Paul-Mark, Inc.

LABEL IN PART: (Jar) "Paul-Mark Jr. * * * Wild Choke Cherry Preserves."

LIBELED: 7-9-59, Dist. Minn.

CHARGE: 403(k)—when shipped, the article contained amaranth, and artificial color, and failed to bear a label stating that fact.

DISPOSITION: 9-11-59. Default—delivered to charitable institutions for food purposes.

VEGETABLES AND VEGETABLE PRODUCTS *

25804. Dried beans and flour. (F.D.C. No. 41729. S. Nos. 19-591 M, 83-096/8 M.)

INFORMATION FILED: 6-26-58, E. Dist. Ky., against Hagen, Ratcliff & Co., Inc., t/a Ashland Grocery Co., Ashland, Ky.

ALLEGED VIOLATION: Between 2-6-56 and 11-20-57, while quantities of dried beans and flour were being held for sale after shipment in interstate commerce, the defendant caused the articles to be held in a building that was accessible to rodents, and to be exposed to contamination by rodents, which acts resulted in the articles being adulterated.

CHARGE: 402(a)(3)—the dried beans contained rodent excreta and both articles contained rodent urine and rodent hairs; and 402(a)(4)—held under unsanitary conditions.

PLEA: Guilty.

DISPOSITION: 6-15-59. \$600 fine, plus costs.

*See also Nos. 25766, 25768, 25813, 25820.